

## Message Text

LIMITED OFFICIAL USE

PAGE 01 ANKARA 06829 140641Z

ACTION DLOS-09

INFO OCT-01 EUR-12 IO-13 ISO-00 ACDA-07 AGRE-00 AID-05

CEA-01 CEQ-01 CG-00 CIAE-00 COME-00 DODE-00

DOT-00 EB-08 EPA-01 ERDA-05 FMC-01 TRSE-00 H-01

INR-07 INT-05 JUSE-00 L-03 NSAE-00 NSC-05 NSF-01

OES-07 OMB-01 PA-01 PM-05 PRS-01 SP-02 SS-15

USIA-06 FEA-01 /125 W

-----087747 140932Z /20

R 140555Z SEP 77

FM AMEMBASSY ANKARA

TO SECSTATE WASHDC 8848

INFO USMISSION USUN NEW YORK

AMEMBASSY ATHENS

AMEMBASSY NICOSIA

AMEMBASSY LONDON

AMEMBASSY PARIS

AMCONSUL ADANA

AMCONSUL ISTANBUL

AMCONSUL IZMIR

USDOCOLANDSOUTHEAST IZMIR

USDOCOSOUTH NAPLES

USCINCEUR

LIMITED OFFICIAL USE ANKARA 6829

E.O. 11652: N/A

TAGS: PFOR, PLOS, TU

SUBJECT: TURKISH VIEWS ON LAW OF THE SEA NEGOTIATIONS

1. DURING VISIT BY EMBOFF, RIZA TURMEN, MFA SECTION CHIEF FOR LOS AND AEGEAN QUESTIONS, EXPRESSED HIS PLEASURE OVER AMB. RICHARDSON'S PUBLIC CRITICISM OF THE NEGOTIATING AND DRAFTING PROCEDURES OF THE LOS CONFERENCE (PARTICULARLY COMMITTEE I). TURMEN, WHO WAS A MEMBER OF THE TURKISH DELEGATION AT BOTH THE CARACAS AND NEW YORK LOS SESSIONS, LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 02 ANKARA 06829 140641Z

SAID THAT THE TURKS HAVE BEEN COMPLAINING FOR YEARS ABOUT THE ARBITRARY MANNER IN WHICH COMMITTEE CHAIRMEN ARE ALLOWED TO CONTROL DRAFTING OF PROVISIONS, AND IT WAS GRATIFYING TO HEAR SOMEONE ELSE MAKING THE SAME COMPLAINTS.

2. TURMEN STATED THAT THE PRESENT TEXT ("INFORMAL COMPOSITE NEGOTIATING TEXT" -- ICNT) OF THE LOS TREATY IS UNACCEPTABLE

TO TURKEY AS REGARDS ITS PROVISIONS ON DEMARCATION OF THE SEABED AND THE EXCLUSIVE ECONOMIC ZONE, AND THAT CONSEQUENTLY IT WAS IMPOSSIBLE FOR TURKEY TO ACCEPT COMPULSORY JURISDICTION BY THE PROPOSED LOS TRIBUNAL OVER DEMARCATION DISPUTES. HE SAID THAT IT WAS INCONCEIVABLE THAT TURKEY SHOULD ACCEPT VIA COMPULSORY JURISDICTION THE PRINCIPLES THAT SHE HAD REJECTED DURING THE LOS NEGOTIATIONS. HE SAID THAT TURKEY CONTINUES TO FIND UNACCEPTABLE THE TREATY'S PROVISIONS ON TREATMENT OF ISLANDS; HE NOTED, HOWEVER, THAT HE EXPECTS TO SEE FAVORABLE REVISIONS OF THE DRAFT PROVISIONS IN THE NEXT NEGOTIATING SESSION, ON THE BASIS OF THE RECENT ARBITRATION DECISION ON THE DEMARCATION OF CONTINENTAL SHELF RIGHTS IN THE ENGLISH CHANNEL AND THE CELTIC SEA.

3. TURMEN SUGGESTED THAT PERHAPS THE TIME HAS COME FOR THE U.S. TO RECONSIDER ITS INSISTENCE ON ONE ALL-ENCOMPASSING LAW OF THE SEA TREATY AND CONSIDER SETTTLING FOR A SERIES OF SPECIALIZED CONVENTIONS INSTEAD, ON THE GROUNDS THAT A TREATY WHICH TOO MANY NATIONS FOUND UNACCEPTABLE BECAUSE OF ONE PROVISION OR ANOTHER "WOULD BECOME JUST ANOTHER GENEVA CONVENTION" (I.E., WOULD END UP UNRATIFIED AND IGNORED BY A LARGE NUMBER OF COUNTRIES). THE GOAL, HE SAID, SHOULD NOT BE A TREATY PER SE, BUT A NEW REGIME OF THE SEAS, WHICH WOULD HAVE TO OBTAIN WIDE ACCEPTANCE. HE THOUGHT A TREATY ALONG THE LINES OF THE PRESENT TEXT WOULD BE REJECTED BY FIFTY OR MORE COUNTRIES. THE NEGOTIATIONS HAVE LIMITED OFFICIAL USE

LIMITED OFFICIAL USE

PAGE 03 ANKARA 06829 140641Z

NOW REACHED THE POINT, HE SAID, WHERE COUNTRIES LIKE TURKEY MUST START FORMULATING THE RESERVATIONS WHICH THEY MUST ATTACH TO ANY ACCEPTANCE OF THE TREATY, IF THEY ARE TO ACCEPT IT AT ALL.

4. NOTE: IN PREVIOUS CONVERSATION WITH EMBOFF, TURMEN HAD EXPRESSED VIEW THAT, WHILE ICNT'S PROVISIONS ON DEMARCATION ARE UNACCEPTABLE, THE TREND ON THIS ISSUE HAD SEEMED FAVORABLE TO TURKISH GOALS AND LEFT ROOM FOR THE TURKS TO HOPE EVENTUALLY TO ACHIEVE MORE FAVORABLE PROVISIONS. THIS TREND HAS BEEN CITED AS ONE OF THE FACTORS (THOUGH A MINOR ONE) WHICH COULD CONCEIVABLY LESSEN GREEK INSISTENCE ON A JURIDICAL SOLUTION OF THE AEGEAN DISPUTE.  
SPIERS

LIMITED OFFICIAL USE

NNN



## Message Attributes

**Automatic Decaptioning:** X  
**Capture Date:** 01-Jan-1994 12:00:00 am  
**Channel Indicators:** n/a  
**Current Classification:** UNCLASSIFIED  
**Concepts:** LAW OF THE SEA, GOVERNMENT REACTION, NEGOTIATIONS  
**Control Number:** n/a  
**Copy:** SINGLE  
**Sent Date:** 14-Sep-1977 12:00:00 am  
**Decaption Date:** 01-Jan-1960 12:00:00 am  
**Decaption Note:**  
**Disposition Action:** RELEASED  
**Disposition Approved on Date:**  
**Disposition Case Number:** n/a  
**Disposition Comment:** 25 YEAR REVIEW  
**Disposition Date:** 22 May 2009  
**Disposition Event:**  
**Disposition History:** n/a  
**Disposition Reason:**  
**Disposition Remarks:**  
**Document Number:** 1977ANKARA06829  
**Document Source:** CORE  
**Document Unique ID:** 00  
**Drafter:** n/a  
**Enclosure:** n/a  
**Executive Order:** N/A  
**Errors:** N/A  
**Expiration:**  
**Film Number:** D770332-1268  
**Format:** TEL  
**From:** ANKARA  
**Handling Restrictions:** n/a  
**Image Path:**  
**ISecure:** 1  
**Legacy Key:** link1977/newtext/t19770967/aaaaceeo.tel  
**Line Count:** 108  
**Litigation Code IDs:**  
**Litigation Codes:**  
**Litigation History:**  
**Locator:** TEXT ON-LINE, ON MICROFILM  
**Message ID:** 58e4e446-c288-dd11-92da-001cc4696bcc  
**Office:** ACTION DLOS  
**Original Classification:** LIMITED OFFICIAL USE  
**Original Handling Restrictions:** n/a  
**Original Previous Classification:** n/a  
**Original Previous Handling Restrictions:** n/a  
**Page Count:** 2  
**Previous Channel Indicators:** n/a  
**Previous Classification:** LIMITED OFFICIAL USE  
**Previous Handling Restrictions:** n/a  
**Reference:** n/a  
**Retention:** 0  
**Review Action:** RELEASED, APPROVED  
**Review Content Flags:**  
**Review Date:** 11-Mar-2005 12:00:00 am  
**Review Event:**  
**Review Exemptions:** n/a  
**Review Media Identifier:**  
**Review Release Date:** n/a  
**Review Release Event:** n/a  
**Review Transfer Date:**  
**Review Withdrawn Fields:** n/a  
**SAS ID:** 1284726  
**Secure:** OPEN  
**Status:** NATIVE  
**Subject:** TURKISH VIEWS ON LAW OF THE SEA NEGOTIATIONS  
**TAGS:** PFOR, PLOS, PGOV, TU  
**To:** STATE  
**Type:** TE  
**vdkgvwkey:** odbc://SAS/SAS.dbo.SAS\_Docs/58e4e446-c288-dd11-92da-001cc4696bcc  
**Review Markings:**  
Margaret P. Grafeld  
Declassified/Released  
US Department of State  
EO Systematic Review  
22 May 2009  
**Markings:** Margaret P. Grafeld Declassified/Released US Department of State EO Systematic Review 22 May 2009